

COMBINED DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled *Plants Containing a Cytosolic Acetyl CoA-Carboxylase Nucleic Acid*, the specification of which:

- ☐ is attached hereto.
☒ was filed on April 20, 2001 as Application Serial No. 09/839,477.
☐ was described and claimed in PCT International Application No. _____ filed on _____ and as amended under PCT Article 19 on _____.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose all information I know to be material to patentability in accordance with Title 37, Code of Federal Regulations, §1.56.

I hereby claim the benefit under Title 35, United States Code, §119(e)(1) of any United States provisional application(s) listed below:

<u>U.S. Serial No.</u>	<u>Filing Date</u>	<u>Status</u>
60/198,794	April 20, 2000	

I hereby appoint the following attorneys and/or agents to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

Dorothy P. Whelan, Reg. No. 33,814
Monica McCormick Graham, Reg. No. 42,600
J. Patrick Finn III, Reg. No. 44,109
H. Sanders Gwin Jr., Reg. No. 33,242
Ruffin B. Cordell, Reg. No. 33,487
Harry J. Gwinnell, Reg. No. 29,000
Paula A. DeGrandis, Reg. No. 43,581
Grace Malilay, Reg. No. 37,669
Peter M. Reyes, Jr., Reg. No. 47,020
Jeffrey J. Skelton, Reg. No. 42,152

Mark S. Ellinger, Reg. No. 34,812
Ronald C. Lundquist, Reg. No. 37,875
Richard J. Anderson, Reg. No. 36,723
M. Angela Parsons, Reg. No. 44,282
Rene D. Tegtmeier, Reg. No. 33,567
David L. Biek, Reg. No. 33,647
Daniel J. Engebo, Reg. No. 42,512
Scott T. Piering, Reg. No. 42,075
Paul B. Savereide, Reg. No. 36,914

Address all telephone calls to Mark S. Ellinger, Ph.D. at telephone number (612) 335-5070.

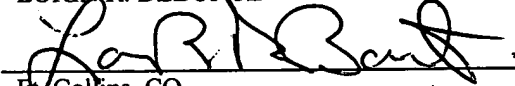
Address all correspondence to Mark S. Ellinger, Ph.D. at:

FISH & RICHARDSON P.C., P.A.
60 South Sixth Street
Suite 3300
Minneapolis, MN 55402

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patents issued thereon.

Combined Declaration and Power of Attorney
Page 2 of 2 Pages

Full Name of Inventor: LORIN R. DEBONTE

Inventor's Signature: 

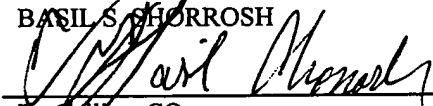
Date: Feb 1, 2002

Residence Address: Ft. Collins, CO

Citizenship: United States

Post Office Address: 3706 Rochdale Drive
Ft. Collins, CO 80525

Full Name of Inventor: BASIL S. HORROSH

Inventor's Signature: 

Date: Feb 1, 2002

Residence Address: Ft. Collins, CO

Citizenship: United States

Post Office Address: 3311 Laredo Lane
Ft. Collins, CO 80526